

1 WRIGHT, FINLAY & ZAK, LLP
2 Edgar C. Smith, Esq.
3 Nevada Bar No. 5506
4 Victoria L. Hightower, Esq.
5 Nevada Bar No. 10897
6 7785 W. Sahara Ave, Suite 200
7 Las Vegas, NV 89117
8 (702) 475-7978; Fax: (702) 946-1345
9 vhightower@wrightlegal.net

10 *Attorneys for Plaintiff, HSBC Bank USA National Association, as Trustee, in Trust for the*
11 *Registered Holders of ACE Securities Corp., Home Equity Loan Trust, Series 2006-FM2, Asset*
12 *Backed Pass-Through Certificates*

13 **UNITED STATES DISTRICT COURT**
14 **DISTRICT OF NEVADA**

15 HSBC BANK USA NATIONAL
16 ASSOCIATION, AS TRUSTEE, IN TRUST FOR
17 THE REGISTERED HOLDERS OF THE ACE
18 SECURITIES CORP., HOME EQUITY LOAN
19 TRUST SERIES 2006-FM2, ASSET BACKED
20 PASS-THROUGH CERTIFICATES

21 Plaintiff,

22 vs.

23 SUZANNAH R. NOONAN IRA, LLC; SUNRISE
24 BAY OWNER'S ASSOCIATION; NEVADA
25 ASSOCIATION SERVICES INC.

26 Defendants.

Case No: 2:16-cv-01216-KJD-NJK

**STIPULATION AND ORDER TO
EXTEND DISCOVERY**

[FIRST REQUEST]

27 Plaintiff, HSBC Bank USA National Association, as Trustee, in Trust for the Registered
28 Holders of ACE Securities Corp., Home Equity Loan Trust, Series 2006-FM2, Asset Backed
Pass-Through Certificates (hereinafter "HSBC" or "Plaintiff"), by and through its attorneys of
record, Edgar C. Smith, Esq., and Victoria L. Hightower, Esq., of the law firm of Wright Finlay
& Zak LLP; Defendant, Suzannah R. Noonan IRA, LLC (herein after "IRA"), by and through its
attorney of record, Michael N. Beede, Esq., of the Law Office of Mike Beede, PLLC, and
Defendant, Sunrise Bay Owners' Association (herein after "HOA"), by and through its attorney

of record, Ashlie L. Surur, Esq., of the law firm of Hall, Jaffe & Clayton, LLP, hereby submit the following Stipulation and Order to extend the discovery deadlines.

1. DISCOVERY COMPLETED TO DATE:

1. On September 19, 2017, the Court filed a Scheduling Order [ECF No. 31] setting forth the following discovery deadlines:

Close of Discovery: December 18, 2017

Motion to Amend Deadline: September 18, 2017

Initial Expert Disclosure: October 17, 2017

Rebuttal Expert Disclosure: November 16, 2017

Dispositive Motion Deadline: January 17, 2018

2. HSBC served its Rule 26(a) initial Disclosure of Witnesses and Documents July 14, 2017.

3. HSBC served its First Supplemental Disclosure of Witnesses and Documents October 10, 2017.

4. HSBC served its Initial Disclosure of Expert Witness on October 13, 2017

5. IRA served its First Set of Interrogatories to HSBC on November 13, 2017.

6. IRA served its First Set of Request for Admissions to HSBC on November 13, 2017.

7. IRA served its First Set of Request for Production of Documents to HSBC on November 13, 2017.

2. DISCOVERY ANTICIPATED TO BE COMPLETED IN THE FUTURE:

a. Depositions of Fact and Percipient Witnesses.

b. HSBC to respond to remaining outstanding written discovery from IRA;

- 1 c. Sunrise to complete its Initial Expert Disclosures;
2 d. Potential Rebuttal Expert Disclosures;
3 e. Additional Discovery by the parties.

4 **3. REASONS WHY DISCOVERY SHOULD BE EXTENDED:**

5 Counsel for Sunrise had a death in the family and requested additional time to complete
6 Sunrise's Initial Expert disclosures. Further, the Parties wish to continue the discovery set forth
7 above in an effort to further evaluate this matter and explore the possibility of settlement. An
8 extension of the current discovery deadlines is necessary to allow all Parties to participate in and
9 complete discovery. Furthermore, due to strain of the holiday schedule, HSBC needs additional
10 time to complete discovery responses. The parties are requesting a 90 day extension to allow
11 sufficient time to schedule depositions and complete other outstanding discovery that may
12 become necessary, as well as continue to explore settlement.

15 **4. PROPOSED DISCOVERY EXTENSION:**

16 **The current discovery deadlines:**

17	Close of Discovery:	December 18, 2017
18	Motion to Amend Deadline:	September 18, 2017
19	Initial Expert Disclosure:	October 17, 2017
20	Rebuttal Expert Disclosure:	November 16, 2017
21	Dispositive Motion Deadline:	January 17, 2018

22 **Proposed extended discovery deadlines:**

23	Deadline to complete discovery:	March 17, 2018
24	Motion to amend pleadings or add parties	September 18, 2017 (unchanged)
25	Initial Expert Disclosures	January 17, 2017

26

Rebuttal Expert Disclosures

February 17, 2017

Dispositive Motion Deadline

April 17, 2018

5. CURRENT DISCOVERY:

The parties also agree that HSBC will have until January 15, 2018 to respond to IRA's discovery requests.

IT IS SO STIPULATED.

DATED this 19th day of December, 2017.

DATED this 19th day of December, 2017.

WRIGHT, FINLAY & ZAK, LLP

THE LAW OFFICE OF MIKE BEEDE,
PLLC

/s/ Victoria L. Hightower

/s/ Michael N. Beede

Edgar C. Smith, Esq.

Michael N. Beede, Esq.

Nevada Bar No. 5506

Nevada Bar No. 13068

Victoria L. Hightower, Esq.

2470 St. Rose Pkwy., Ste. 201

Nevada Bar No. 10897

Henderson, NV 89074

Attorneys for Plaintiff, HSBC Bank USA

Attorneys for Defendant, Suzannah R.

*National Association, as Trustee, in Trust
for the Registered Holders of ACE Securities*

Noonan IRA, LLC

Corp., Home Equity Loan Trust, Series 2006-

FM2, Asset Backed Pass-Through Certificates

DATED this 19th day of December, 2017.

HALL, JAFFE & CLAYTON, LLP

/s/ Ashlie L. Surur

Ashlie L. Surur, Esq.

Nevada Bar No. 11290

7425 Peak Drive

Las Vegas, NV 89128

*Attorneys for Defendant, Sunrise Bay Owners'
Association*

ORDER

IT IS SO ORDERED.

Dated December 20, 2017



United States Magistrate Judge

Respectfully submitted by:

WRIGHT, FINLAY & ZAK, LLP

/s/ Victoria L. Hightower

Edgar C. Smith, Esq.

Nevada Bar No. 5506

Victoria L. Hightower, Esq.

Nevada Bar No. 10897

Attorneys for Plaintiff, HSBC Bank USA

*National Association, as Trustee, in Trust for
the Registered Holders of ACE Securities Corp.,*

Home Equity Loan Trust, Series 2006-FM2,

Asset Backed Pass-Through Certificates